

Wetlands Bureau Decision Report

Decisions Taken
09/22/2003 to 09/26/2003

DISCLAIMER:

This document is published for information purposes only and does not constitute an authorization to conduct work. Work in jurisdiction may not commence until the applicant has received a posting permit.

Decisions are subject to appeal, and are reviewed by the federal agencies for compliance with Section 404 of the Federal Clean Water Act.

APPEAL:

I. Any affected party may ask for reconsideration of a permit decision in accordance with RSA 482-A:10,II within 20 days of the Department's issuance of a decision. Requests for reconsideration should:

- 1) describe in detail each ground for complaint. Only grounds set forth in the request for reconsideration can be considered at subsequent levels of appeal;
- 2) provide new evidence or information to support the requested action;
- 3) Parties other than the applicant, the town, or contiguous abutters must explain why they believe they are affected; and
- 4) Be mailed to the DES Wetlands Bureau, PO Box 95, Concord, NH 03302-0095.

II. An appeal of a decision of the department after reconsideration may be filed with the Wetlands Council in accordance with RSA 482-A:10, IV within 30 days of the department's decision. Filing of the appeal must:

- 1) be made by certified mail to Brian Fowler, Chairperson, Wetlands Council, PO Box 95, Concord, NH 03302-0095 (a copy should also be sent to the DES Wetlands Bureau);
- 2) contain a detailed description of the land involved in the department's decision; and
- 3) set forth every ground upon which it is claimed that the department's decision is unlawful or unreasonable.

MAJOR IMPACT PROJECT

2003-01406 CLARKSVILLE, TOWN OF CLARKSVILLE Dead Water Stream

Requested Action:

Dredge and fill 3,495 square feet within the bed and banks of Dead Water Stream to install a new 24' wide x 107' long pre-cast concrete arch bridge to replace an existing NHDOT red-listed bridge located 70' upstream from the new location. Temporary impacts will include 1,200 square feet within the bed and banks to remove the existing bridge abutments and to replant and restore the banks.

Inspection Date: 09/18/2003 by Jared A Teutsch

APPROVE PERMIT:

Dredge and fill 3,495 square feet within the bed and banks of Dead Water Stream to install a new 24' wide x 107' long pre-cast concrete arch bridge to replace an existing NHDOT red-listed bridge located 70' upstream from the new location. Temporary impacts will include 1,200 square feet within the bed and banks to remove the existing bridge abutments and to replant and restore the banks.

With Conditions:

1. All work shall be in accordance with revised plans by H.E. Bergeron dated 9/8/03, as received by the Department on 9/15/03.
2. Any further alteration of areas on this property that are within the jurisdiction of the DES Wetlands Bureau will require a new application and further permitting by the Bureau.
3. Appropriate siltation/erosion/turbidity controls shall be in place prior to construction, shall be maintained during construction, and remain until the area is stabilized. Silt fence(s) must be removed once the area is stabilized.
4. Work shall be done during low flow conditions.
5. Work shall be conducted in a manner so as to minimize turbidity and sedimentation to surface waters and wetlands.
6. Work shall be conducted in a manner that avoids excessive discharges of sediments to fish spawning areas.
7. Discharge from dewatering of work areas shall be to sediment basins that are: a) located in uplands; b) lined with hay bales or other acceptable sediment trapping liners; c) set back as far as possible from wetlands and surface waters, in all cases with a minimum of 20 feet of undisturbed vegetated buffer.
8. Within three days of final grading or temporary suspension of work in an area that is in or adjacent to wetlands or surface waters, all exposed soil areas shall be stabilized by seeding and mulching during the growing season, or if not within the growing season, by mulching with tack or netting and pinning on slopes steeper than 3:1.
9. The contractor responsible for completion of the work shall utilize techniques described in the DES Best Management Practices for Urban Stormwater Runoff Manual (January, 1996) and the Stormwater Management and Erosion and Sediment Control Handbook for Urban and Developing Areas in New Hampshire (August, 1992).

With Findings:

1. The project is classified as a Major Project per NH Administrative Rule Wt 303.02(i), as impacts are greater than 200 linear feet within the bed and banks of the Dead Water Stream.
2. The project is necessary to replace an existing bridge that is NHDOT red-listed as unsafe and will be located 70' downstream from the new location.

2003-01762 FROST, ALBERT & DONNA STRATHAM Squamscott River

Requested Action:

Construct a 4 ft. x 60 ft. permanent pier supported by pilings, and 3 ft. x 30 ft. ramp leading to a 10 ft. x 20 ft. float, providing one slip on 203 feet of frontage along the Squamscott River in Stratham.

Inspection Date: 09/25/2003 by Christina Altimari

APPROVE PERMIT:

Construct a 4 ft. x 60 ft. permanent pier supported by pilings, and 3 ft. x 30 ft. ramp leading to a 10 ft. x 20 ft. float, providing one slip on 203 feet of frontage along the Squamscott River in Stratham.

With Conditions:

1. All work shall be in accordance with plans by Pickering Marine Corporation dated July 3, 2003, as received by the Department on August 11, 2003.
2. Any future work in jurisdiction as specified in RSA 482-A on this property will require a new application and approval by the Department of Environmental Services ("DES") Wetlands Bureau.
3. Coastal staff shall be notified in writing prior to commencement of work and upon completion.
4. Appropriate siltation, erosion, and turbidity controls shall be in place prior to construction, shall be maintained during construction, and shall remain in until the area is stabilized.
5. The decking of the dock shall have a minimum of 6 ft. clearance from the surface of the mud flat and shall have 3/4-inch spacing between the decking planks and the ramp shall have a minimum of 3 ft. clearance from the surface of the mud flat.
6. This shall be the only structure on this water frontage and all portions of the dock shall be at least 20 ft. from abutting property lines or the imaginary extension of those lines into the water.
7. Work shall be conducted in a manner so as to minimize turbidity and sedimentation to surface waters and wetlands.
8. Work shall be conducted in a manner that avoids excessive discharges of sediments to fish spawning areas.

With Findings:

1. This is a major impact project per Administrative Rule Wt 303.02(a), projects in tidal waters.
2. Public hearing is waived based on DES staff field inspection on September 25, 2003 with the finding that the project impacts will not significantly impair the resources of this tidal river.
3. The Pease Development Authority - Division of Ports and Harbors has determined that the proposed dock does not impede navigation.
4. This dock is consistent with other tidal dock approvals in the seacoast region.

-Send to Governor and Executive Council-

2003-01776

PIERCE, ARTHUR

DURHAM Tbz

Requested Action:

Impact 180 square feet of tidal buffer zone for the construction of a vegetated drainage swale along the southwestern property line, impact 250 square feet of the tidal buffer for the addition of up to 30 vertical inches of fieldstone to an existing retaining wall, and impact 90 square feet of tidal buffer zone for the reconstruction of a 6-foot x 15-foot deck attached to an existing boathouse.

Project impacts total 520 square feet within the tidal buffer zone.

Inspection Date: 06/20/2003 by Christina Altimari

APPROVE PERMIT:

Impact 180 square feet of tidal buffer zone for the construction of a vegetated drainage swale along the southwestern property line, impact 250 square feet of the tidal buffer for the addition of up to 30 vertical inches of fieldstone to an existing retaining wall, and

impact 90 square feet of tidal buffer zone for the reconstruction of a 6-foot x 15-foot deck attached to an existing boathouse. Project impacts total 520 square feet within the tidal buffer zone.

With Conditions:

1. All work shall be in accordance with plans by Arthur Pierce dated August 10, 2003, as received by the Department on August 13, 2003.
2. Any future work on this property that is within the jurisdiction of the DES Wetlands Bureau as specified in RSA 482-A will require a new application and approval by the Bureau.
3. Coastal staff shall be notified in writing prior to commencement of work and upon its completion.
4. Reconstruction of the boathouse deck shall maintain the size, location, and configuration of the original deck, therefore not exceeding the dimensions of 6 ft. x 15 ft.
5. The surface of the drainage swale shall remain vegetated and permeable.
6. Addition to the existing retaining wall shall take place in a vertical direction only, shall not exceed 30 inches at any location along the wall, and shall take place landward of the mean high tide line.
7. Appropriate siltation, erosion, and turbidity controls shall be in place prior to construction, maintained during construction, and shall remain until the area is stabilized.
8. All activity shall be in accordance with the Comprehensive Shoreland Protection Act, RSA 483-B (see attached fact sheet).

With Findings:

1. This is a minimum impact project per Administrative Rule Wt. 303.04(b), projects in previously developed upland areas within 100 feet of the highest observable tide line.
2. The need for the proposed impacts has been demonstrated by the applicant per Wt 302.01, as to protect the existing single-family residence from flooding and erosion, and to reconstruct a boathouse deck that was damaged by natural events.
3. The applicant has provided evidence which demonstrates that this proposal is the alternative with the least adverse impact to areas and environments under the department's jurisdiction per Wt 302.03.
4. Each of the two abutters have provided their written approval of the proposed impacts.

MINOR IMPACT PROJECT

1998-01626 NORMANDIN & PHELPS
LACONIA Lake Winnepesaukee

Requested Action:

Approve name change to Grace Pagel, 88 Teal Dr., Wakefield, RI 02879 per request received 9/23/03.

APPROVE NAME CHANGE:

Construct a 6 ft. x 2 ft. concrete pad located behind the full lake elevation and attach a 6 ft. x 30 ft. seasonal hinged dock, to be located 15 ft. west of a 4 ft. x 24 ft. seasonal dock on 225.27 ft. of average shoreline frontage. per plans received on 10/02/1998.

With Conditions:

1. This permit shall not be effective until it has been recorded with the Registry of Deeds Office by the Permittee. A copy of the registered permit shall be submitted to the DES Wetlands Bureau prior to installation.
2. These shall be the only structures on this water frontage and all portions of the docks shall be at least 20 ft. from abutting property lines or the imaginary extension of those lines into the water.
3. Concrete pad shall be constructed so that all portions are shoreward of the natural shoreline.
4. No portion of the dock shall extend more than 30 ft. from shore.
5. Seasonal piers shall be removed from the lake for the non-boating season.

With Findings:

1. This permit transfer is issued in accordance with NH Administrative Rule Wt 502.03(b).

2001-02084 SAHLMAN, WILLIAM & PEGGY
LEBANON Unnamed Stream

Requested Action:

Dredge and fill 19,783 square feet of forested wetland for construction of a fire pond with a dry hydrant.

Inspection Date: 12/18/2002 by Jocelyn S Degler

APPROVE AMENDMENT:

Dredge and fill 19,783 square feet of forested wetland for construction of a fire pond with a dry hydrant.

With Conditions:

1. All work shall be in accordance with plans by Schauer Environmental Consultants, L.L.C. dated July 30, 2003, as received by the Department on August 21, 2003.
2. Dredged material shall be placed out of any area that is within the jurisdiction of the DES Wetlands Bureau
3. Appropriate siltation/erosion/turbidity controls shall be in place prior to construction, maintained during construction, and remain until the area is stabilized. Silt fencing must be removed once the area is stabilized.
4. Within three days of final grading or temporary suspension of work in an area that is in or adjacent to wetlands or surface waters, all exposed soil areas shall be stabilized by seeding and mulching during the growing season, or if not within the growing season, by mulching with tack or netting and pinning on slopes steeper than 3:1.
5. Work shall be done during the dry season.
6. This permit does not authorize work within any stream channels.

With Findings:

1. This is a minor impact project per Administrative Rule Wt 303.03(e) Construction of a pond with less than 20,000 square feet of impact in a wetland or surface waters, which does not meet the criteria of Wt 303.04(p).
2. It is not feasible to construct a pond in the original approved pond location due to ledge depth.
3. The need for the proposed impacts has been demonstrated by the applicant per Wt 302.01.
4. The applicant has demonstrated by plan and example that each factor listed in Wt 302.04(a) Requirements for Application Evaluation, has been considered in the design of the project.
5. DES Staff conducted a field inspection of the proposed project on December 20, 2002. Field inspection determined the location of the proposed pond is not within a stream channel, and is located for fire protection.

2003-00456 NEW LIDEN REALTY TRUST
SUNAPEE Unnamed Wetland

Requested Action:

Dredge and fill approximately 12,102 square feet of palustrine forested and scrub-shrub wetlands for commercial and residential development and restore approximately 2,500 square feet of previously impacted wetlands

Conservation Commission/Staff Comments:

Conservation Commission on March 14, 2003, expressed concerns for increased flow from runoff onto school ball fields down gradient. Additionally are the concern for lost values and functions to existing wetlands on site and the proposed controls for treating stormwater.

Inspection Date: 05/07/2003 by Jeffrey D Blecharczyk

APPROVE PERMIT:

Dredge and fill approximately 12,102 square feet of palustrine forested and scrub-shrub wetlands for commercial and residential development and restore approximately 2,500 square feet of previously impacted wetlands

With Conditions:

1. All work shall be in accordance with plans by CLD Consulting Engineers dated April 2003, as received by the Department on April 16, 2003.
2. This permit is contingent upon the restoration of 2,500 sq. ft. of wetlands in accordance with plans received July 30, 2003.
3. This permit is contingent on approval by the DES Site Specific Program.
4. Work shall be done during low flow.
5. Appropriate siltation/erosion/turbidity controls shall be in place prior to construction, shall be maintained during construction, and remain until the area is stabilized. Silt fence(s) must be removed once the area is stabilized.
6. Dredged material shall be placed outside of the jurisdiction of the DES Wetlands Bureau.
7. Area shall be regraded to original contours following completion of the restoration work.
8. The schedule for construction of the mitigation area shall coincide with site construction unless otherwise considered and authorized by the Wetlands Bureau.
9. The mitigation area shall be properly constructed, monitored, and managed in accordance with approved final mitigation plans.
10. The permittee shall notify DES and the local conservation commission in writing of their intention to commence construction no less than 5 business days prior to construction.
11. Wetland soils from areas vegetated with purple loosestrife shall not be used in the wetland creation site. The potential for the establishment of the invasive species should be considered in other areas where spoils may be spread to limit its further establishment.
12. The permittee shall attempt to control invasive, weedy species such as purple loosestrife (*Lythrum salicaria*) and common reed (*Phragmites australis*) by measures agreed upon by the Wetlands Bureau if the species is found in the mitigation areas during construction and during the early stages of vegetative establishment.
13. A post-construction report documenting the status of the completed project with photographs shall be submitted to the Wetlands Bureau within 60 days of the completion of construction.
14. Within three days of final grading or temporary suspension of work in an area that is in or adjacent to wetlands or surface waters, all exposed soil areas shall be stabilized by seeding and mulching during the growing season, or if not within the growing season, by mulching with tack or netting and pinning on slopes steeper than 3:1.
15. The contractor responsible for completion of the work shall utilize techniques described in the DES Best Management Practices for Urban Stormwater Runoff Manual (January, 1996) and the Stormwater Management and Erosion and Sediment Control Handbook for Urban and Developing Areas in New Hampshire (August, 1992).

With Findings:

1. This is a minor impact project per Administrative Rule Wt 303.03(h), alteration of less than 20,000 sq ft of nontidal wetlands.
2. The need for the proposed impacts has been demonstrated by the applicant per Wt 302.01.
3. The applicant has provided evidence which demonstrates that this proposal is the alternative with the least adverse impact to areas and environments under the department's jurisdiction per Wt 302.03.
4. The applicant has demonstrated by plan and example that each factor listed in Wt 302.04(a) Requirements for Application Evaluation, has been considered in the design of the project.
5. DES Staff conducted a field inspection of the proposed project on May 7, 2003. Field inspection determined plans accurately depict site conditions.
6. The applicant has provided for the restoration of approximately 2,500 square feet of previously impacted wetlands contiguous to existing wetlands on the property.
7. The applicant submitted an application and proposal to the NH Site Specific Bureau to address the control and proper handling of stormwater runoff. The Wetlands permit is contingent on approval by the Site Specific Bureau.

2003-01095 HOLT TTEE, BENJAMIN
WILTON Tributary To Stony Brook

Requested Action:

Dredge and fill approximately 2,890 square feet of palustrine scrub-shrub and emergent wetlands to construct a fire pond

Conservation Commission/Staff Comments:

No comments submitted from the Conservation Commission.

APPROVE PERMIT:

Dredge and fill approximately 2,890 square feet of palustrine scrub-shrub and emergent wetlands to construct a fire pond

With Conditions:

1. All work shall be in accordance with plans by TF Moran, Inc. dated August 1, 2003, as received by the Department on August 12, 2003.
2. Work shall be done during low flow.
3. Appropriate siltation/erosion/turbidity controls shall be in place prior to construction, shall be maintained during construction, and remain until the area is stabilized. Silt fence(s) must be removed once the area is stabilized.
4. Discharge from dewatering of work areas shall be to sediment basins that are: a) located in uplands; b) lined with hay bales or other acceptable sediment trapping liners; c) set back as far as possible from wetlands and surface waters, in all cases with a minimum of 20 feet of undisturbed vegetated buffer.
5. Dredged material shall be placed outside of the jurisdiction of the DES Wetlands Bureau.
6. Area shall be regraded to original contours following completion of work.
7. Within three days of final grading or temporary suspension of work in an area that is in or adjacent to wetlands or surface waters, all exposed soil areas shall be stabilized by seeding and mulching during the growing season, or if not within the growing season, by mulching with tack or netting and pinning on slopes steeper than 3:1.
8. Any further alteration of areas on this property that are within the jurisdiction of the DES Wetlands Bureau will require a new application and further permitting by the Bureau.

With Findings:

1. This is a minor impact project per Administrative Rule Wt 303.03(e), construction of pond that exceeds the criteria of Wt 303.04(p).
2. The need for the proposed impacts has been demonstrated by the applicant per Wt 302.01.
3. The applicant has provided evidence which demonstrates that this proposal is the alternative with the least adverse impact to areas and environments under the department's jurisdiction per Wt 302.03.
4. The applicant has demonstrated by plan and example that each factor listed in Wt 302.04(a) Requirements for Application Evaluation, has been considered in the design of the project.

2003-01288 DAVIS, JILL
GOFFSTOWN Unnamed Wetland

Requested Action:

Fill approximately 4,250 square feet of palustrine emergent non-persistent wetlands in response to changes in offsite drainage patterns

Conservation Commission/Staff Comments:

Conservation Commission requested that DES suspend action on the permit for 40 days.

On August 19, 2003, the Conservation Commission voted unanimously to support the project.

APPROVE PERMIT:

Fill approximately 4,250 square feet of palustrine emergent non-persistent wetlands in response to changes in offsite drainage patterns

With Conditions:

1. All work shall be in accordance with plans by Gove Environmental Services dated May 19, 2003, as received by the Department

on June 23, 2003.

2. Work authorized shall be carried out such that discharges shall be avoided in spawning or nursery areas during spawning seasons, and impacts to such areas shall be avoided or minimized to the maximum extent practicable during all times of the year.
3. Work shall be carried out in a time and manner such that disturbance to migratory waterfowl breeding and nesting areas shall be avoided.
4. No fill shall be done to achieve septic setback and no dredging shall take place that would contradict the DES Subsurface Systems Bureau rules.
5. There shall be no further alteration of wetlands for lot development, driveways, culverts, or for septic setback.
6. Appropriate siltation/erosion/turbidity controls shall be in place prior to construction, shall be maintained during construction, and remain until the area is stabilized. Silt fence(s) must be removed once the area is stabilized.
7. Within three days of final grading or temporary suspension of work in an area that is in or adjacent to wetlands or surface waters, all exposed soil areas shall be stabilized by seeding and mulching during the growing season, or if not within the growing season, by mulching with tack or netting and pinning on slopes steeper than 3:1.

With Findings:

1. This is a minor impact project per Administrative Rule Wt 303.03(h), alteration of less than 20,000 sq ft of nontidal wetlands.
2. The need for the proposed impacts has been demonstrated by the applicant per Wt 302.01.
3. The applicant has provided evidence which demonstrates that this proposal is the alternative with the least adverse impact to areas and environments under the department's jurisdiction per Wt 302.03.
4. The applicant has demonstrated by plan and example that each factor listed in Wt 302.04(a) Requirements for Application Evaluation, has been considered in the design of the project.
5. DES has determined that recent changes to offsite drainage patterns have resulted in additional flooding.
6. DES has determined this project will not have a negative effect on the environment.
7. The Department has determined areas to be filled were historically altered.

2003-01719

HORTON, TIM & KAREN

RYE Tbz

Requested Action:

Impact 3,844 square feet of developed upland tidal buffer zone for the excavation and replacement of an existing septic system, relocation of a portion of the gravel driveway, and the construction of an addition to the existing residence.

APPROVE PERMIT:

Impact 3,844 square feet of developed upland tidal buffer zone for the excavation and replacement of an existing septic system, relocation of a portion of the gravel driveway, and the construction of an addition to the existing residence.

With Conditions:

1. All work shall be in accordance with plans by NH Soild Consultants, Inc. dated July 2002, as received by the Department on August 4, 2003.
2. Any future work on this property that is within the jurisdiction of the DES Wetlands Bureau as specified in RSA 482-A will require a new application and approval by the Bureau.
3. Coastal staff shall be notified in writing prior to commencement of work and upon its completion.
4. This permit is contingent on approval by the DES Subsurface Systems Bureau.
5. Orange construction fencing shall be placed at the limits of construction to prevent accidental encroachment on wetlands.
6. All activity shall be in accordance with the Comprehensive Shoreland Protection Act, RSA 483-B (see attached fact sheet).
7. Appropriate siltation, erosion, and turbidity controls shall be in place prior to construction, shall be maintained during construction, and remain until the area is stabilized.

With Findings:

1. The need for the proposed impacts has been demonstrated by the applicant per Wt 302.01, as the impacts are needed in order to replace a failing septic system on the property.

2. The applicant has provided evidence which demonstrates that this proposal is the alternative with the least adverse impact to areas and environments under the department's jurisdiction per Wt 302.03, as the projects is completely located within the previously developed upland tidal buffer zone.
3. The applicant has demonstrated by plan and example that each factor listed in Wt 302.04(a) Requirements for Application Evaluation, has been considered in the design of the project.
4. The applicant has obtained written approvals from all abutters whose property lines exist within 20 feet of the proposed impacts.
5. The NH Natural Heritage Inventory (NHNHI) has record of one state threatened plant species within the project vicinity, Dwarf Glasswort (*Salicornia bigelovii*), and one plant species of special concern within the project vicinity, Beach Grass (*Ammophila breviligulata*). NHNHI also has record of one natural community of special concern within the project vicinity, Gulf of Maine Salt Marsh.
6. DES review of this application finds that the proposed project will not cause any negative environmental impacts to the state threatened plant species, plant species of special concern, or the natural community of special concern, as all of the impacts are proposed within the developed upland tidal buffer zone.

MINIMUM IMPACT PROJECT

2001-01496 LUND, JAMES N
ALTON Unnamed Wetland

Requested Action:

After-the-fact approval to retain 765 square feet of fill and a 12 inch x 18-foot culvert in an emergent wetland for access to an upland area.

APPROVE AFTER THE FACT:

After-the-fact approval to retain 765 square feet of fill and a 12 inch x 18-foot culvert in an emergent wetland for access to an upland area.

With Conditions:

1. There shall be no further alteration of wetlands for lot development, driveways, culverts, or for septic setback.
2. This approval is contingent upon the completion of the restoration plan approval dated May 5, 2003.
3. This approval shall not preclude the State of New Hampshire from taking any further enforcement actions relative to this matter.

With Findings:

1. This is a minimum impact project per Administrative Rule Wt 303.04(f); Projects involving alteration of less than 3000 square feet in swamps or wet meadows.
2. The need for the impacts has been demonstrated by the applicant per Wt 302.01.
3. The applicant has provided evidence which demonstrates that this proposal is the alternative with the least adverse impact to areas and environments under the department's jurisdiction per Wt 302.03.
4. Applications received after the work is completed shall be subject to the same review as given any other application, per Rule Wt 204.06.
5. DES visited the site on September 18, 2003, upon inspection it was determined that fill had been removed on this property in accordance with the restoration approval.

2003-01017 MCGOUGH, JEAN
HAMPTON Atlantic Ocean

Requested Action:

Approve after-the-fact 144 square feet of impacts within the developed tidal buffer zone for the construction of a 6 ft x 24 ft addition to an existing single-family residence, and the and the planting of four (4) Bayberry (*Myrica pennsylvanica*) bushes.

Conservation Commission/Staff Comments:

No USGS map. Tax map not useable. Digitized from file 2003-00643.

Inspection Date: 06/25/2003 by Christina Altimari

Inspection Date: 09/25/2003 by Christina Altimari

APPROVE PERMIT:

Approve after-the-fact 144 square feet of impacts within the developed tidal buffer zone for the construction of a 6 ft x 24 ft addition to an existing single-family residence, and the and the planting of four (4) Bayberry (*Myrica pennsylvanica*) bushes.

With Conditions:

1. All work shall be in accordance with the plan by Jean McGough, as received by DES on May 27, 2003.
2. Any future work on this property that is within the jurisdiction of the DES Wetlands Bureau as specified in RSA 482-A will require a new application and approval by the Bureau.

With Findings:

1. This is a minor impact project per Administrative Rule Wt 303.03(b), projects within 50 feet of the salt marsh.
2. The NH Natural Heritage Inventory (NHNHI) has record of one natural community of special concern within the project vicinity, Gulf of Maine Salt Marsh.
3. DES inspection of this property finds that the addition exists at a distance of 10'8" from the natural community of special concern, and therefore does not directly impact the NHI record. Once thoroughly established, the vegetative buffer will enhance the protection of the Gulf of Maine Salt Marsh in this location.
4. As required by the Comprehensive Shoreland Protection Act for nonconforming lots of record, the applicant has proposed to increase the vegetative buffer on the property by planting four (4) Bayberry (*Myrica pennsylvanica*) bushes along the perimeter of the property.
5. This approval is consistent with other approvals within 50 feet of the salt marsh and within the developed tidal buffer zone.
6. DES that this project would have been approvable if properly applied for prior to construction.

2003-01123 FREEDOM WATER PRECINCT
FREEDOM Cold River

Requested Action:

Dredge 100 square feet within the bed and banks of Moulton Brook to breach the Moulton Brook Dam (#088.04) and restore the brooks natural free-flowing condition

APPROVE PERMIT:

Dredge 100 square feet within the bed and banks of Moulton Brook to breach the Moulton Brook Dam (#088.04) and restore the brooks natural free-flowing condition

With Conditions:

1. All work shall be in accordance with plans by BH Keith Associates, as received by the Wetlands Bureau on June 6, 2003 ("the approved plans") and construction sequence dated August 1, 2003, as received by the Wetlands Bureau on August 1, 2003.
2. The construction sequence and erosion control plan as specified on the approved plans is hereby incorporated into these permit conditions by reference. This sequence and plan may be amended only upon further review and written approval by the DES Wetlands Bureau.
3. This permit is contingent upon review and coordination with the DES Watershed Management Bureau's Water Quality Planning Section.

4. This permit is contingent on approval from DES Dam Safety Program.
5. The applicant shall coordinate with the NH Division of Historic Resources to assess and mitigate the project's effect on historic resources.
6. The applicant shall notify the NHDES Wetlands Bureau and the Henniker Conservation Commission in writing no less than five (5) days prior to the commencement of construction.
7. All in-stream work shall be conducted behind a temporary cofferdam and in a manner that minimizes the duration of construction in the watercourse.
8. Work shall be done during annual low flow conditions and during the months of May through September. No in-stream work shall occur after October 1 unless a waiver of this condition is issued by the DES Wetlands Bureau in consultation with the NH Department of Fish and Game.
9. Extreme precautions shall be taken within riparian areas to limit unnecessary removal of vegetation during access road construction and areas cleared of vegetation to be revegetated within three days of the completion of this project.
10. Appropriate siltation/erosion/turbidity controls shall be in place prior to construction, shall be maintained during construction, and shall remain until the area is stabilized.
11. Work shall be conducted in a manner so as to minimize turbidity and sedimentation.
12. Construction equipment shall be inspected daily for leaking fuel, oil and hydraulic fluid prior to entering surface waters or wetlands. Faulty equipment shall be repaired prior to entering jurisdictional areas.
13. The contractor shall have appropriate oil spill kits on site and readily accessible at all times during construction and each operator shall be trained in its use.
14. All refueling of equipment shall occur outside of surface waters or wetlands during construction.
15. All concrete, metal or other debris shall be removed from the stream banks and bed.
16. Discharge from dewatering of work areas shall be to sediment basins that are: a) located in uplands; b) lined with hay bales or other acceptable sediment trapping liners; c) set back as far as possible from wetlands and surface waters, in all cases with a minimum of 20 feet of undisturbed vegetated buffer.
17. The temporary access road shall be entirely removed upon completion of construction.
18. Banks shall be restored to their original grades and to a stable condition within three days of completion of construction.
19. Areas from which vegetation has been cleared to gain access to the dam site shall be replanted with like native species.
20. Within three days of final grading in an area that is in or adjacent to wetlands or surface waters, all exposed soil areas shall be stabilized by seeding and mulching during the growing season, or if not within the growing season, by mulching with tack or netting and pinning on slopes steeper than 3:1.
21. A post-construction report documenting the status of the restored streambed and banks shall be submitted to the Wetlands Bureau within 60 days of the completion of construction.
22. All activity shall be in accordance with the Comprehensive Shoreland Protection Act, RSA 483-B (see attached fact sheet).

With Findings:

1. This project is classified as a Minor Project per Rule Wt 303.03(l), as it involves impacts to the banks and bed of Moulton Brook.
2. The purpose of this project is to remove a section of concrete dam to restore the natural flow of the river and increase public safety.
3. The public will benefit from the dam removal by removing the potential for a structural failure resulting in flooding.
4. The project, as approved and conditioned, has met the intent of Rule Wt 302.03 regarding the avoidance and minimization of wetland impacts.

2003-01137 SINGER, SEAN
CANTERBURY Unnamed Wetland

Requested Action:

After-the-fact approval to retain 20 square feet of fill and a 24 inch x 20-foot culvert in an intermittent stream for access to a proposed building location. Permit the temporary impact of 15 square feet of forested wetland for the installation of underground utility lines.

Conservation Commission/Staff Comments:

The conservation commission requested the applicant apply for this crossing after-the-fact and they signed a minimum impact expedited application form.

APPROVE AFTER THE FACT:

After-the-fact approval to retain 20 square feet of fill and a 24 inch x 20-foot culvert in an intermittent stream for access to a proposed building location. Permit the temporary impact of 15 square feet of forested wetland for the installation of underground utility lines.

With Conditions:

1. All work shall be in accordance with plans by Keyland Enterprises dated December 4, 2001, and revised through August 21, 2003 as received by the Department on September 16, 2003.
2. Area of temporary impact shall be regraded to original contours and seeded with a wetland seed mix following completion of work.
3. This permit is contingent on approval by the DES Subsurface Systems Bureau.
4. Proper headwalls shall be constructed at culvert inlet and outlet.
5. Appropriate siltation/erosion/turbidity controls shall be in place prior to construction, shall be maintained during construction, and remain until the area is stabilized. Silt fence(s) must be removed once the area is stabilized.
6. Within three days of final grading or temporary suspension of work in an area that is in or adjacent to wetlands or surface waters, all exposed soil areas shall be stabilized by seeding and mulching during the growing season, or if not within the growing season, by mulching with tack or netting and pinning on slopes steeper than 3:1.
7. Work shall be done during low flow.

With Findings:

1. This is a minimum impact project per Administrative Rule Wt 303.04(n) Projects that alter the course of or disturb less than 50 linear feet, measured along the thread of the channel, of an intermittent nontidal stream channel or its banks provided construction is performed during periods of non-flow.
2. The need for the proposed impacts has been demonstrated by the applicant per Wt 302.01.
3. The applicant has provided evidence which demonstrates that this proposal is the alternative with the least adverse impact to areas and environments under the department's jurisdiction per Wt 302.03.
4. The applicant has demonstrated by plan and example that each factor listed in Wt 302.04(b) Requirements for Application Evaluation, has been considered in the design of the project.
5. DES conducted a site inspection of this property on July 7, 2003 and a follow up inspection on August 1, 2003. These inspections verified that the wetlands were delineated appropriately and the impacts to wetlands were avoided and minimized.

**2003-01492 CAMPBELL, MARK & NATHANIEL CARMEN
WILTON Unnamed Wetland**

Requested Action:

Dredge and fill approximately 793 square feet of palustrine scrub-shrub wetlands and install a 24" x 30' culvert to provide access to 1 lot of a 3-Lot subdivision

Conservation Commission/Staff Comments:

Conservation Commission is concerned with potential ponding and development within close proximity to the 100-Year floodplain. The Con Com further notes the proposed subdivision is located within the bounds of the Comprehensive Shoreland Protection Act, RSA 483-B, and advises that present and future owners be made aware of this.

APPROVE PERMIT:

Dredge and fill approximately 793 square feet of palustrine scrub-shrub wetlands and install a 24" x 30' culvert to provide access to 1 lot of a 3-Lot subdivision

With Conditions:

1. All work shall be in accordance with plans by Meridian Land Services, Inc. dated May 16, 2003, as received by the Department

on July 14, 2003.

2. This permit is contingent on approval by the DES Subsurface Systems Bureau.
3. There shall be no further alteration of wetlands for lot development, driveways, culverts, or for septic setback and all activity shall be in accordance with the Comprehensive Shoreland Protection Act, RSA 483-B (see attached fact sheet).
4. The deed which accompanies the sales transaction for each of the lots in this subdivision shall contain condition #3 of this approval.
5. Work shall be done during low flow.
6. Appropriate siltation/erosion/turbidity controls shall be in place prior to construction, shall be maintained during construction, and remain until the area is stabilized. Silt fence(s) must be removed once the area is stabilized.
7. Work authorized shall be carried out such that discharges shall be avoided in spawning or nursery areas during spawning seasons, and impacts to such areas shall be avoided or minimized to the maximum extent practicable during all times of the year.
8. Work shall be carried out in a time and manner such that disturbance to migratory waterfowl breeding and nesting areas shall be avoided.
9. No fill shall be done to achieve septic setback and no dredging shall take place that would contradict the DES Subsurface Systems Bureau rules.
10. No fill shall be done for lot development.
11. No fill shall take place in Atlantic white cedar swamps.
12. Proper headwalls shall be constructed within seven days of culvert installation.
13. Within three days of final grading or temporary suspension of work in an area that is in or adjacent to wetlands or surface waters, all exposed soil areas shall be stabilized by seeding and mulching during the growing season, or if not within the growing season, by mulching with tack or netting and pinning on slopes steeper than 3:1.

With Findings:

1. This is a minimum impact project per Administrative Rule Wt 303.04(f), alteration of less than 3,000 sq ft of jurisdictional wetlands.
2. The need for the proposed impacts has been demonstrated by the applicant per Wt 302.01.
3. The applicant has provided evidence which demonstrates that this proposal is the alternative with the least adverse impact to areas and environments under the department's jurisdiction per Wt 302.03.
4. The applicant has demonstrated by plan and example that each factor listed in Wt 302.04(b) Requirements for Application Evaluation, has been considered in the design of the project.
5. The Department conditioned the permit to carry notification of the Comprehensive Shoreland Protection Act with each sales transaction for the effected lots.

2003-01760 CKT & ASSOCIATES
EXETER Watson Brook

Requested Action:

Fill 2,750 square feet of nontidal wetlands for the installation of a culvert and the construction of a driveway crossing to access a proposed industrial building in the uplands, and fill 175 square feet of nontidal wetlands for grading associated with a driveway access for a second industrial building proposed in the uplands on the property. Project impacts total 2,925 square feet of fill.

APPROVE PERMIT:

Fill 2,750 square feet of nontidal wetlands for the installation of a culvert and the construction of a driveway crossing to access a proposed industrial building in the uplands, and fill 175 square feet of nontidal wetlands for grading associated with a driveway access for a second industrial building proposed in the uplands on the property. Project impacts total 2,925 square feet of fill.

With Conditions:

1. All work shall be in accordance with plans by Civilworks, Inc. dated July 18, 2003, with revisions dated September 10, 2003, as received by the Department on September 17, 2003.
2. Area shall be regraded to original contours following completion of work.
3. Coastal staff shall be notified in writing prior to commencement of work and upon its completion.
4. There shall be no further alteration of wetlands for lot development, driveways, culverts, or for septic setback.

5. Orange construction fencing shall be placed at the limits of construction to prevent accidental encroachment on wetlands.
6. Appropriate siltation, erosion, and turbidity controls shall be in place prior to construction, shall be maintained during construction, and remain until the area is stabilized.
7. Within three days of final grading in an area that is in or adjacent to wetlands or surface waters, all exposed soil areas shall be stabilized by seeding and mulching during the growing season, or if not within the growing season, by mulching with tack or netting and pinning on slopes steeper than 3:1.
8. Where construction activities have been temporarily suspended within the growing season, all exposed soil areas shall be stabilized within 14 days by seeding and mulching.
9. Where construction activities have been temporarily suspended outside the growing season, all exposed areas shall be stabilized within 14 days by mulching and tack. Slopes steeper than 3:1 shall be stabilized by matting and pinning.

With Findings:

1. This is a minimum impact project per Administrative Rule Wt 303.04(f), projects involving less than 3,000 square feet of alteration in nontidal wetlands.
2. The applicant has demonstrated that the proposal must cross wetlands at some location on this property to access buildable uplands and has thereby demonstrated need as required by Wt 302.01(b) and Wt 302.04(b).
3. The applicant has demonstrated avoidance and minimization as required by Wt 302.03, by limiting the wetlands impact only to the crossing and grading necessary to access buildable uplands.

2003-02007

GOULD, RICHARD AND NANCY

BETHLEHEM Unnamed Wetland

Requested Action:

Dredge and fill approximately 25 square feet of scrub-shrub wetlands to install a utility pole and guy wire.

Conservation Commission/Staff Comments:

No comments received from the Bethlehem Conservation Commission.

APPROVE PERMIT:

Dredge and fill approximately 25 square feet of scrub-shrub wetlands to install a utility pole and guy wire.

With Conditions:

1. All work shall be in accordance with the plan entitled "Wetland Map of Gould Site Bethlehem, NH" by Natural Resource Consulting Services dated August 4, 2003, as received by the Department on September 3, 2003.
2. Construction equipment shall perform work from the existing roadway and shall not enter wetlands.
3. Dredged material shall be placed outside of the jurisdiction of the DES Wetlands Bureau.
4. Work shall be conducted during low flow conditions.
5. Appropriate erosion, siltation, and turbidity controls shall be installed prior to construction, shall be maintained during construction, and remain until the area is stabilized. Silt fence(s) must be removed once the area is stabilized.
6. Work shall be conducted in a manner so as to minimize turbidity and sedimentation to surface waters and wetlands.
7. Within three days of final grading or temporary suspension of work in an area that is in or adjacent to wetlands or surface waters, all exposed soil areas shall be stabilized by seeding and mulching during the growing season, or if not within the growing season, by mulching with tack or netting and pinning on slopes steeper than 3:1.
8. Any future work on this property that is within the jurisdiction of the DES Wetlands Bureau as specified in RSA 482-A will require a new application and approval by the Bureau.

With Findings:

1. The project is categorized as a Minimum Impact Project, per Administrative Rule Wt 303.04(f).
2. The proposed project is necessary to extend an existing electrical line to provide electrical power to a proposed residential subdivision.

3. The need for the proposed jurisdictional impacts has been demonstrated by the applicant per Rule Wt 302.01.
4. The applicant has provided evidence which demonstrates that the proposal is the alternative with the least adverse impact to areas and environments under the Department's jurisdiction, in accordance with Rule Wt 302.03.

FORESTRY NOTIFICATION

2001-02286 GAGNON, DENISE & GREG
SANBORNTON Unnamed Wetland

COMPLETE NOTIFICATION:
Sanbornton Tax Map 23, Lot# 33

2003-02046 TRUSTEES OF DARTMOUTH COLLEGE, C/O KEVIN EVANS
SEC COLL GRANT Unnamed Stream

COMPLETE NOTIFICATION:
Second Grant Grant Tax Map 1625, Lot# 3

2003-02047 KING, ELSIE
GILMANTON Unnamed Stream

COMPLETE NOTIFICATION:
Gilmanton Tax MAp 51, Lot# 42

2003-02048 KINGS ARROW TRUST
JEFFERSON Unnamed Stream

COMPLETE NOTIFICATION:
Jefferson Tax Map 16 Lot# 1,2,3
15 Lot# 17
17 Lot# 1

2003-02049 HARRIS, JOHN
DUBLIN Unnamed Stream

COMPLETE NOTIFICATION:
Dublin Tax Map 7, Lot# 4 & 18

2003-02050 NICHOLS, MARILYN
WARNER Unnamed Stream

COMPLETE NOTIFICATION:
Warner Tax Map 16, Lot# 70

**2003-02051 VAN BLARCOM, EDWARD
FITZWILLIAM Unnamed Stream**

COMPLETE NOTIFICATION:
Fitzwilliam Tax Map 3, Lot# 34

**2003-02052 JOHNSON, C. WARREN
SANBORNTON Unnamed Stream**

COMPLETE NOTIFICATION:
Sanbornton Tax Map 12, Lot# 97

**2003-02053 WHEELER, JEFFREY
LYMAN Unnamed Stream**

COMPLETE NOTIFICATION:
Lyman Tax Map 72, lot# 114

**2003-02055 COLSMANN, MARY
ACWORTH Unnamed Stream**

COMPLETE NOTIFICATION:
Acworth Tax Map 71, Lot# 333

**2003-02056 MEAD WESTVACO
MILLSFIELD Unnamed Stream Millsfield Pond**

COMPLETE NOTIFICATION:
Millsfield Tax Map 1623, Lot# 214

**2003-02061 MAYES, DAVID & JENNIFER
WILMOT Unnamed Stream**

COMPLETE NOTIFICATION:
Wilmot Tax Map 1, Lot# 2

EXPEDITED MINIMUM

**2001-02047 BROX, GEORGE
MOULTONBOROUGH Lake Winnepesaukee**

Requested Action:

Approve name change to: James & Margaret Galvin, 9 Bluestone Path, Natick, Ma. 01760 per request received 9/25/03.

Conservation Commission/Staff Comments:
Con Com signed application

APPROVE NAME CHANGE:

Excavate 1.66 cubic yards from the shoreline to construct a 10' long by 9' wide and 6" deep perched beach along 173 feet of frontage on Lake Winnepesaukee.

With Conditions:

1. All work shall be in accordance with plans received by the Department on November 13, 2001.
2. Any further alteration of areas on this property that are within the jurisdiction of the DES Wetlands Bureau will require a new application and further permitting by the Bureau.
3. All excavation and construction materials shall be placed out of any area that are within the jurisdiction of the DES Wetlands Bureau.
4. Additional expedited minimum impact applications shall be accepted for the subject property for a period of 12 months only if the applicant demonstrates by plan that the additional project(s) are wholly unrelated or separate from the original application and when considered with the original application are not classified as minor or major.
5. No more than 1.6 cu yd of sand may be used and all sand shall be located above the normal high water line.
6. This permit shall be used only once, and does not allow for annual beach replenishment.
7. The applicant shall provide appropriate diversion of surface water runoff to prevent erosion of beach area.
8. Appropriate siltation/erosion/turbidity controls shall be in place prior to construction, shall be maintained during construction, and shall remain until the area is stabilized.
9. Work shall be done during drawdown.
10. Work shall be carried out in a time and manner such that disturbance to migratory waterfowl breeding areas and spawning areas shall be avoided.
11. Stone placed along the beach front for the purpose of retaining sand shall be placed above and/or landward of those rocks currently located along the normal high water line (Elevation 504.32). Those rocks existing at the normal high water line shall remain otherwise undisturbed such that the natural shoreline remains identifiable.
12. Within three days of final grading or temporary suspension of work in an area that is in or adjacent to wetlands or surface waters, all exposed soil areas shall be stabilized by seeding and mulching during the growing season, or if not within the growing season, by mulching with tack or netting and pinning on slopes steeper than 3:1.
13. All activity shall be in accordance with the Comprehensive Shoreland Protection Act, RSA 483-B (see attached fact sheet).

With Findings:

1. This permit transfer is issued in accordance with NH Administrative Rule Wt 502.03(b).

2003-01629 PITKIN, KENNETH
BARNSTEAD Unnamed Wetland

Requested Action:

Dredge and fill 910 square feet to install two 30-inch x 30 foot culverts in an intermittent stream for driveway access in the subdivision of 9.12 acres into three single family building lots.

Conservation Commission/Staff Comments:
The conservation commission signed this minimum impact application.

APPROVE PERMIT:

Dredge and fill 910 square feet to install two 30-inch x 30 foot culverts in an intermittent stream for driveway access in the subdivision of 9.12 acres into three single family building lots.

With Conditions:

1. All work shall be in accordance with plans by James M Lavelle Associates, as received by the Department on July 25, 2003 and subdivision plans by James M Lavelle Associates dated February 18, 2003, as received by the department on September 18, 2003.
2. This permit is contingent on approval by the DES Subsurface Systems Bureau.
3. There shall be no further alteration of wetlands for lot development, driveways, culverts, or for septic setback.
4. The deed which accompanies the sales transaction for each of the lots in this subdivision shall contain condition #3 of this approval.
5. Work shall be done during low flow.
6. Work authorized shall be carried out such that discharges shall be avoided in spawning or nursery areas during spawning seasons, and impacts to such areas shall be avoided or minimized to the maximum extent practicable during all times of the year.
7. Work shall be carried out in a time and manner such that disturbance to migratory waterfowl breeding and nesting areas shall be avoided.
8. Appropriate siltation/erosion/turbidity controls shall be in place prior to construction, shall be maintained during construction, and remain until the area is stabilized. Silt fence(s) must be removed once the area is stabilized.
9. Within three days of final grading or temporary suspension of work in an area that is in or adjacent to wetlands or surface waters, all exposed soil areas shall be stabilized by seeding and mulching during the growing season, or if not within the growing season, by mulching with tack or netting and pinning on slopes steeper than 3:1.

With Findings:

1. This is a minimum impact project per Administrative Rule Wt 303.04(n); Projects that alter the course of or disturb less than 50 linear feet, measured along the thread of the channel, of an intermittent nontidal stream channel or its banks provided construction is performed during periods of non-flow.

2003-01873 BPOE LODGE 2099
LEBANON Unnamed Wetland

Requested Action:

Dredge and fill 685 square feet of forested wetland for the construction of an access road to a proposed communication tower location.

Conservation Commission/Staff Comments:

The conservation commission signed this minimum impact application.

APPROVE PERMIT:

Dredge and fill 685 square feet of forested wetland for the construction of an access road to a proposed communication tower location.

With Conditions:

1. All work shall be in accordance with plans by SFC Engineering Partnership dated July 10, 2003, as received by the Department on August 22, 2003.
2. Additional expedited minimum impact applications shall be accepted for the subject property for a period of 12 months only if the applicant demonstrates by plan that the additional project(s) are wholly unrelated or separate from the original application and when considered with the original application are not classified as minor or major.
3. Appropriate siltation/erosion/turbidity controls shall be in place prior to construction, shall be maintained during construction, and remain until the area is stabilized. Silt fence(s) must be removed once the area is stabilized.
4. Within three days of final grading or temporary suspension of work in an area that is in or adjacent to wetlands or surface waters, all exposed soil areas shall be stabilized by seeding and mulching during the growing season, or if not within the growing season, by mulching with tack or netting and pinning on slopes steeper than 3:1.
5. Work shall be done during low flow.

With Findings:

1. This is a minimum impact project per Administrative Rule Wt 303.04(f); Projects involving alteration of less than 3000 square

feet in swamps or wet meadows that are not in prime wetlands or do not meet the requirements of Wt 303.02(k), provided that no previous department permit has placed restrictions on the property of the applicant.

2003-01891 LOBACZ, KENZIE
NEW LONDON Pleasant Lake

Requested Action:

Repair 75 feet of existing wall along 125 feet of frontage on Pleasant Lake, New London.

Conservation Commission/Staff Comments:

NH Fish and Game has no concerns.

APPROVE PERMIT:

Repair 75 feet of existing wall along 125 feet of frontage on Pleasant Lake, New London.

With Conditions:

1. All work shall be in accordance with plans as received by the Department on August 26, 2003.
2. Appropriate siltation/erosion/turbidity controls shall be in place prior to construction, shall be maintained during construction, and remain until the area is stabilized. Silt fence(s) must be removed once the area is stabilized.
3. This permit shall not preclude the Department of Environmental Services (DES) from taking any enforcement action or revocation action if the DES later determines that these "existing structures" were not previously permitted or grandfathered.
4. Area shall be regraded to original contours following completion of work.
5. Dredged material shall be placed outside of the jurisdiction of the DES Wetlands Bureau.
6. Existing rocks which have fallen shall be used for repair. No Additional Rocks.
7. Repair shall maintain existing size, location and configuration.
8. Work shall be done during drawdown.
9. All activity shall be in accordance with the Comprehensive Shoreland Protection Act, RSA 483-B (see attached fact sheet).

2003-01899 NH DEPT OF TRANSPORTATION
WOLFEBORO Unnamed Stream

Requested Action:

Replace a failed 2 ft. x 3 ft. x 34 ft. stone box culvert with a 29 in. x 42 in. 50 ft. corrugated steel arch impacting 400 sq ft. of a seasonal stream and ditch (140 sq. ft. temporary).

APPROVE PERMIT:

Replace a failed 2 ft. x 3 ft. x 34 ft. stone box culvert with a 29 in. x 42 in. 50 ft. corrugated steel arch impacting 400 sq ft. of a seasonal stream and ditch (140 sq. ft. temporary). NHDOT project #M311-1.

With Conditions:

1. All work shall be in accordance with plans by NHDOT District 3 dated 6/17/03 as received by the Department on August 25, 2003.
2. Dredged material shall be placed out of the DES Wetlands Bureau jurisdiction.
3. Appropriate siltation/erosion/turbidity controls shall be in place prior to construction, shall be maintained during construction, and shall remain until the area is stabilized.
4. Construction equipment shall not be located within surface waters.
5. Within three days of final grading in an area that is in or adjacent to wetlands or surface waters, all exposed soil areas shall be stabilized by seeding and mulching during the growing season, or if not within the growing season, by mulching with tack or netting and pinning on slopes steeper than 3:1.
6. The contractor responsible for completion of the work shall utilize techniques described in the DES Best Management Practices

for Urban Stormwater Runoff Manual (January, 1996) and the Stormwater Management and Erosion and Sediment Control Handbook for Urban and Developing Areas in New Hampshire (August, 1992).

7. Extreme precautions to be taken within riparian areas to limit unnecessary removal of vegetation during road construction and areas cleared of vegetation to be revegetated as quickly as possible.
8. There shall be no further alteration to wetlands or surface waters without amendment of this permit.
9. Proper headwalls shall be constructed within seven days of culvert installation.
10. Work shall be done during low flow.

2003-01916 NICOLUDIS, LARRY
BARRINGTON Swains Lake

Requested Action:

Construct a 700 sqft perched beach behind the natural undisturbed shoreline on 400 ft of frontage on Swains Lake, Barrington.

Conservation Commission/Staff Comments:

Con Com signed Expedited Application.

APPROVE PERMIT:

Construct a 700 sqft perched beach behind the natural undisturbed shoreline on 400 ft of frontage on Swains Lake, Barrington.

With Conditions:

1. All work shall be in accordance with plans as received by the Department on August 25, 2003.
2. Appropriate siltation/erosion/turbidity controls shall be in place prior to construction, shall be maintained during construction, and remain until the area is stabilized. Silt fence(s) must be removed once the area is stabilized.
3. Dredged or excavated material shall be placed outside of the DES Wetlands Bureau jurisdiction.
4. Stone placed along the beach front for the purpose of retaining sand shall be placed above and/or landward of those rocks currently located along the normal high water line. Those rocks existing at the normal high water line shall remain otherwise undisturbed such that the natural shoreline remains identifiable.
5. The steps installed for access to the water shall be located completely landward of the normal high water line.
6. No more than 10 cu. yds. of sand may be used and all sand shall be located above the normal high water line.
7. This permit shall be used only once, and does not allow for annual beach replenishment.
8. The permittee shall provide appropriate diversion of surface water runoff to prevent erosion of beach area.
9. Revegetation of trees, shrubs and ground covers representing the density and species diversity of the existing stand of vegetation removed for this project shall begin at a distance no greater than 5 feet landward from the beach area.
10. All activity shall be in accordance with the Comprehensive Shoreland Protection Act, RSA 483-B (see attached fact sheet).

2003-01918 ALLEN, KEVIN
SUTTON Unnamed Stream

Requested Action:

Dredge and fill approximately 250 square feet of an ephemeral stream and install an 18" x 20' culvert to provide access to a single family residence

Conservation Commission/Staff Comments:

Con Com submitted a letter in support of the project dated September 4, 2003. The original application was not signed by the Con Com.

APPROVE PERMIT:

Dredge and fill approximately 250 square feet of an ephemeral stream and install an 18" x 20' culvert to provide access to a single family residence

With Conditions:

1. All work shall be in accordance with plans by RCS Designs dated August 19, 2003, as received by the Department on August 28, 2003.
2. This permit is contingent on approval by the DES Subsurface Systems Bureau.
3. Work shall be done during low flow.
4. Appropriate siltation/erosion/turbidity controls shall be in place prior to construction, shall be maintained during construction, and remain until the area is stabilized. Silt fence(s) must be removed once the area is stabilized.
5. Additional expedited minimum impact applications shall be accepted for the subject property for a period of 12 months only if the applicant demonstrates by plan that the additional project(s) are wholly unrelated or separate from the original application and when considered with the original application are not classified as minor or major.
6. Work authorized shall be carried out such that discharges shall be avoided in spawning or nursery areas during spawning seasons, and impacts to such areas shall be avoided or minimized to the maximum extent practicable during all times of the year.
7. Work shall be carried out in a time and manner such that disturbance to migratory waterfowl breeding and nesting areas shall be avoided.
8. No fill shall be done to achieve septic setback and no dredging shall take place that would contradict the DES Subsurface Systems Bureau rules.
9. No fill shall be done for lot development.
10. No fill shall take place in Atlantic white cedar swamps.
11. Within three days of final grading or temporary suspension of work in an area that is in or adjacent to wetlands or surface waters, all exposed soil areas shall be stabilized by seeding and mulching during the growing season, or if not within the growing season, by mulching with tack or netting and pinning on slopes steeper than 3:1.

With Findings:

1. This is a minimum impact project per Administrative Rule Wt 303.04(z), installation of a culvert and associated fill to provide access to a single family residence.
2. The need for the proposed impacts has been demonstrated by the applicant per Wt 302.01.
3. The applicant has provided evidence which demonstrates that this proposal is the alternative with the least adverse impact to areas and environments under the department's jurisdiction per Wt 302.03.
4. The applicant has demonstrated by plan and example that each factor listed in Wt 302.04(b) Requirements for Application Evaluation, has been considered in the design of the project.

2003-02057 KEITH, JEFFREY
LAKEPORT Opechee Bay

Requested Action:

Repair 49 linear ft of rip rapped shoreline by resetting existing rocks on an average of 128 ft of frontage on Opechee Bay.

Conservation Commission/Staff Comments:

Con. Com. signed application.

APPROVE PERMIT:

Repair 49 linear ft of rip rapped shoreline by resetting existing rocks on an average of 128 ft of frontage on Opechee Bay.

With Conditions:

1. All work shall be in accordance with plans by Richard Keith, as received by the Department on September 22, 2003.
2. This permit shall not be effective until it has been recorded with the county Registry of Deeds office by the Permittee. A copy of the registered permit shall be submitted to the DES Wetlands Bureau prior to construction.
3. Appropriate siltation/erosion/turbidity controls shall be in place prior to construction, shall be maintained during construction, and remain until the area is stabilized. Silt fence(s) must be removed once the area is stabilized.
4. Any future work on this property that is within the jurisdiction of the DES Wetlands Bureau as specified in RSA 482-A will require a new application and approval by the Bureau.

5. Existing rocks which have fallen shall be used for repair. No Additional Rocks.
6. Additional expedited minimum impact applications shall be accepted for the subject property for a period of 12 months only if the applicant demonstrates by plan that the additional project(s) are wholly unrelated or separate from the original application and when considered with the original application are not classified as minor or major.
7. Work authorized shall be carried out such that discharges shall be avoided in spawning or nursery areas during spawning seasons, and impacts to such areas shall be avoided or minimized to the maximum extent practicable during all times of the year.
8. Work shall be carried out in a time and manner such that disturbance to migratory waterfowl breeding and nesting areas shall be avoided.
9. Repair shall maintain existing size, location and configuration.
10. Work shall be conducted in a manner so as to minimize turbidity and sedimentation to surface waters and wetlands.
11. This permit shall not preclude the Department of Environmental Services (DES) from taking any enforcement action or revocation action if the DES later determines that these "existing structures" were not previously permitted or grandfathered.
12. Work shall be done during drawdown.
13. All activity shall be in accordance with the Comprehensive Shoreland Protection Act, RSA 483-B (see attached fact sheet).

With Findings:

1. This project is classified as a minimum impact project per Rule Wt 303.04(v), repair of existing structures with no change in size, location or configuration.

TRAILS NOTIFICATION

2003-02069 ORDWAY, JAMES
BOW Unnamed Stream

COMPLETE NOTIFICATION:
Bow Tax Map 43, Lot# 30

SHORELAND VARIANCE / WAIV

2003-02030 WHITE, JOE & PATRICIA
WOLFEBORO Lake Winnepesaukee